



**CLERK, U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS**

# ENTERED

**THE DATE OF ENTRY IS ON  
THE COURT'S DOCKET**

**The following constitutes the ruling of the court and has the force and effect therein described.**

**Signed April 26, 2022**

Haley G. C. George  
United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**In re:**

Case No. 19-34054

## **HIGHLAND CAPITAL MANAGEMENT, L.P.**

Chapter 11

**Plaintiff.**

## HIGHLAND CAPITAL MANAGEMENT, L.P.,

Adv. Proc. No. 21-03003-sgi

vs.

## JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST.

### **Defendants.**

## **HIGHLAND CAPITAL MANAGEMENT, L.P.,**

**Plaintiff,**

vs.

**NEXPPOINT ADVISORS, L.P., JAMES  
DONDERO, NANCY DONDERO, AND  
THE DUGABOY INVESTMENT TRUST.**

## **Defendants.**

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<b>HIGHLAND CAPITAL MANAGEMENT, L.P.,</b>	§	
Plaintiff,	§	Adv. Proc. No. 21-03006-sgj
vs.	§	
<b>HIGHLAND CAPITAL MANAGEMENT SERVICES, INC., JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,</b>	§	
Defendants.	§	
<b>HIGHLAND CAPITAL MANAGEMENT, L.P.,</b>	§	Adv. Proc. No. 21-03007-sgj
Plaintiff,	§	
vs.	§	
<b>HCRE PARTNERS, LLC (n/k/a NexPoint Real Estate Partners, LLC), JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,</b>	§	
Defendants.	§	

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**ORDER GRANTING MOTION TO STRIKE APPENDIX IN SUPPORT OF PLAINTIFF'S REPLY MEMORANDUM OF LAW IN FURTHER SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT AGAINST THE ALLEGED AGREEMENT DEFENDANTS**

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Upon consideration of *Defendants' Motion to Strike Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants* (the "Motion"), any response thereto, the pleadings, the record of the above-captioned and related adversary proceedings, and the arguments presented by the parties before this Court, the Court hereby finds that the Motion should be GRANTED.

Accordingly,

**IT IS HEREBY ORDERED** that:

Plaintiff's Reply Declaration of David Klos in Further Support of Highland Capital Management L.P.'s Motion for Partial Summary Judgment is hereby stricken from the record of the summary judgment proceedings.

**## END OF ORDER ##**